

1 BILAL A. ESSAYLI  
Acting United States Attorney  
2 CHRISTINA T. SHAY  
Assistant United States Attorney  
3 Chief, Criminal Division  
MARK AVEIS (Cal. Bar No. 107881)  
4 NEIL THAKOR (Cal. Bar No. 308743)  
Assistant United States Attorneys  
5 1100 United States Courthouse  
312 North Spring Street  
6 Los Angeles, California 90012  
Telephone: (213) 894-4477/6595  
7 Facsimile: (213) 894-6269  
E-mail: mark.aveis@usdoj.gov  
8 neil.thakor@usdoj.gov  
Attorneys for Plaintiff  
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 DAVID JOSE HUERTA,

16 Defendant.

No. 2:25-MJ-3504-DUTY

STIPULATION: (1) FOR EXCLUDABLE  
TIME FOR FILING OF INFORMATION OR  
INDICTMENT PURSUANT TO SPEEDY  
TRIAL ACT, AND (2) TO MODIFY  
CONDITIONS OF PRETRIAL RELEASE

[No hearing set]

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18  
19  
20 Plaintiff United States of America, by and through its counsel  
21 of record, and defendant David Jose Huerta, ("defendant"), by and  
22 through his counsel of record, hereby stipulate as follows:

23 *Excludable Time*

24 1. On June 6, 2025, defendant was arrested on a complaint  
25 charging a violation of 18 U.S.C. sec. 372. (Dkt. 1.) On June 9,  
26 2025, defendant first appeared on the complaint. (Dkt. 9.)  
27 Defendant waived preliminary hearing. (Dkt. 5.) The Speedy Trial  
28

1 Act, 18 U.S.C. sec. 3161 *et seq.*, originally required that an  
2 indictment or information be filed by July 6, 2025.

3 2. On June 29, 2025, the parties stipulated, and the Court  
4 found good cause, to exclude time for the filing of an information or  
5 indictment to and including August 5, 2025. (Dkts. 19, 20.)

6 3. By this stipulation, defendant hereby again waives his  
7 rights under 18 U.S.C. § 3161(b), agrees that time should be further  
8 excluded, as more fully described below, and moves to continue the  
9 date by which an information or indictment must be filed to September  
10 19, 2025.

11 4. The parties agree and stipulate, and request that the Court  
12 find the following:

13 a. The ends of justice outweigh the interest of the  
14 public and the defendant in the filing of an information or  
15 indictment within the original date prescribed by the Speedy Trial  
16 Act because defense counsel represents that:

17 i. Prior to being able to meaningfully consult with  
18 defendant regarding the case, including the possibility of reaching a  
19 disposition prior to or concurrent with the filing of an indictment  
20 or information in this case, defense counsel will need additional  
21 time to confer with defendant; and

22 ii. Additional time is necessary to confer with  
23 defendant, review the discovery and potential evidence in the case,  
24 and prepare for trial in the event that a resolution does not occur.  
25 Defense counsel represents that failure to grant the continuance  
26 would deny defense counsel reasonable time necessary for effective  
27 preparation, taking into account the exercise of due diligence.

1           5.     Based on the foregoing, the parties request that the Court  
2 find that, for the purpose of computing time under the Speedy Trial  
3 Act, 18 U.S.C. § 3161(b), within which an information or indictment  
4 must be filed, the time period of August 5, 2025 to September 19,  
5 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)  
6 because the ends of justice served by granting a continuance outweigh  
7 the best interest of the public and the defendant in a filing of an  
8 information or indictment within the period specified in Section  
9 3161(b).

10           6.     The parties further stipulate and request that the Court  
11 find that nothing in this stipulation and order shall preclude a  
12 finding that other provisions of the Speedy Trial Act dictate that  
13 additional time periods are excludable from the period within which  
14 an information or indictment must be filed.

15           *Modification of Pretrial Release Conditions*

16           7.     Defendant was released on certain pretrial conditions that  
17 included "additional conditions of pretrial release." (Dkt. 18.)

18           8.     Defendant has fully complied to date with all conditions of  
19 his pretrial release.

20           9.     The Probation and Pretrial Services Office has no objection  
21 to the proposed modification of defendant's pretrial release  
22 conditions.

23           10.    The parties therefore stipulate that all "additional  
24 conditions of pretrial release," including pretrial supervision, be  
25 removed except for the condition that defendant "[d]o not knowingly  
26 be within 100 yards of any federal law enforcement agents or  
27 operation except to attend court." (See Dkt. 18.)

28           ///

11. The parties agree that the Court shall direct the clerk to prepare a modified Form CR-1 consistent with this stipulation.

IT IS SO STIPULATED.

Dated: August 1, 2025

BILAL A. ESSAYLI  
Acting United States Attorney

CHRISTINA T. SHAY  
Assistant United States Attorney  
Chief, Criminal Division

*Mark Aveis*

MARK AVEIS  
NEIL THAKOR  
Assistant United States Attorneys

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

Dated: August 1, 2025

*Marilyn E. Bednarski*  
MARILYN E. BEDNARSKI  
Attorney for Defendant  
DAVID JOSE HUERTA

*David Jose Huerta*  
DAVID JOSE HUERTA